IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2975 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE D.A.MEHTA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

ADAMBHAI SULEMANBHAI DESAI

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 2975 of 1996

MR JM PATEL FOR MR PJ VYAS for Petitioner No. 1

MR HD DAVE, AGP. for Respondent No.1 - State.

NOTICE SERVED for Respondent No. 1,5-8

MR NAGIN N GANDHI for Respondent No. 2-4

CORAM : MR.JUSTICE D.A.MEHTA

Date of decision: 26/06/2003

ORAL JUDGEMENT

It is an agreed position between the parties that the facts and the evidence as well as the orders are identical to those stated in Special Civil Application No. 2974 of 1996 and the appellate orders are consolidated. In view of these circumstances, it is not necessary to set out the facts and contentions in detail. In light of the facts narrated and for the reasons stated in Special Civil Application No.2974 of 1996, this petition is also allowed. Rule made absolute. There shall be no order as to costs.

(D.A.Mehta, J)

m.m.bhatt